

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

TIMOTHY J. MOULSLEY

PHB 34257

Serial No.: 09/335,608

Art Unit: 2663

Filed: June 18, 1999

Examiner: S. HYUN

Title: TELECOMMUNICATIONS SYSTEM WITH CHANNEL SHARING

Commissioner for Patents  
Alexandria, VA 22313-1450PETITION UNDER 37 CFR 1.137(b) TO REVIVE AN ABANDONED APPLICATION FOR  
UNINTENTIONAL DELAY

Sir:

It is respectfully requested that the above-identified patent be revived. Failure to respond to the Office Action dated 8/23/05 occurred unintentionally. A response to the Final Office action was due on November 23, 2005 and could be extended no later than six months past the mailing date of the final Office Action, or February 23, 2006. Throughout the Months of January and February of 2006, Petitioners switched their filing system from a traditional paper system to a virtual paper-less system. Many docketing, calendaring, and filing procedures were in a state of flux during the period in which the aforementioned response was due. The deadline for the response was missed because of complications with docketing, calendaring, and filing in the paper-less system. This is the basis for Petitioner's belief that entire delay in filing the response to the

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Notice of Drawing Inconsistency beyond the six-month deadline was unintentional. Enclosed herewith is a Request for Continued Examination under 37 CFR § 1.114 and a preliminary amendment comprising a complete response to the Final Office Action.

Please charge Philips Electronics North America Corporation Deposit Account No. 14-1270 in the amount of \$1500.00 for the petition to revive for unintentional delay as required by 37 CFR 1.17(m)(2) and 37 CFR 1.137(b). The Assistant Commissioner of Patents is hereby authorized to charge any additional fees or surcharges that may be required, or credit any overpayment to Account No. 14-1270.

Respectfully,



Aaron Waxler

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March 23, 2006